

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

United States of America,

Case No.: 2:09-cr-0455-JAD-LRL

Plaintiff

**Order Appointing New Counsel and
Denying Motion to File
Successive 2255 Motion**

v.

Matthew Ridge,

[ECF Nos. 116, 117, 118, 119]

Defendant

Defendant Matthew Ridge is serving a term of supervised release following a custodial sentence for a 2010 drug-trafficking conviction. Two motions to vacate his sentence under 28 U.S.C. § 2255 have been denied,¹ and Ridge moves this court for leave to file another successive one.² Because that request must be directed to the U. S. Court of Appeals for the Ninth Circuit and not this one,³ and because Ridge is represented by counsel but filed this request in a pro se capacity in violation of Local Rule IA 11-6,⁴ IT IS ORDERED that the motion to file a successive petition **[ECF No. 116] is DENIED** without prejudice to its refile by Ridge's attorney in the circuit court. To the extent that the government moves to strike Ridge's motion, I **deny [ECF No. 119]** that request as moot.

¹ ECF Nos. 82, 94.

² ECF No. 116.

³ See 28 U.S.C. § 2255(h) ("A second or successive motion must be certified as provided in section 2244 by a panel of the appropriate court of appeals").

⁴ The rule states that "a party who has appeared by attorney cannot while so represented appear or act in the case. This means that once an attorney makes an appearance on behalf of a party, that party may not personally file a document with the court; all filings must thereafter be made by the attorney. . . ." L.R. IA 11-6.

U.S. District Judge Jennifer A. Dorsey
Dated: March 10, 2022

⁶ ECF No. 118.